

09/512736

C87C

Atty. Dkt. No. 071344-0305



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hein et al.

Title: TRANSGENIC PLANTS
EXPRESSING ASSEMBLED
SECRETORY ANTIBODIES

Patent. No.: 6,995,014

Issue Date: 2/7/2006

Examiner: Cynthia E. Collins

Art Unit: 1638

<p align="center">CERTIFICATE OF MAILING</p> <p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date below.</p> <p align="center"><u>Vanessa E. Agha</u> (Printed Name)</p> <p align="center"><u>Vanessa E. Agha</u> (Signature)</p> <p align="center"><u>February 24, 2006</u> (Date of Deposit)</p>

**REQUEST FOR CERTIFICATE OF CORRECTION FOR
PTO MISTAKE PURSUANT TO 37 C.F.R. § 1.322(a)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate
MAR 01 2006
of Correction

Sir:

Enclosed, in duplicate, is a Certificate of Correction, Form PTO-SB/44, for United States Patent Number 6,995,014 issued February 7, 2006. The following Patent Office printing errors, referred to in the Certificate of Correction, appear on the face of the patent and in the claims as issued:

PATENT FACE (Page 1)

Applicants filed a Petition Under 37 CFR § 1.48(b) to Correct Inventorship on November 13, 2002 to request deletion of Julian K-C Ma as a co-inventor. This petition appears in PAIR under the document description of "Oath or Declaration filed" with a mail room date of November 13, 2002 (copy attached as Exhibit A). However, Julian K-C Ma remains listed on the patent face as a co-inventor. This is clearly a Patent and Trademark Office error. Therefore, the inventorship should be corrected as follows:

Page 1, under "(75) Inventors:", delete "Julian K-C Ma, London (GB)".

Applicants filed a Petition Under 37 CFR § 1.182 to Nullify a Terminal Disclaimer on November 13, 2002. This petition was granted on August 20, 2003 (copy attached as Exhibit B). However, the patent face states that the patent is subject to a terminal disclaimer. This is clearly a Patent and Trademark Office error. Accordingly, the patent face should be corrected as follows:

Page 1, under “(*) Notice:”, delete “This patent is subject to a terminal disclaimer.”

IN THE CLAIMS

Claims 2, 6, and 10 have printing errors that are the fault of the Patent and Trademark Office. Accordingly, claims 2, 6, and 10 should be corrected as follows:

Claim 2, Column 74, Line 65, replace “M-length” with -- full-length --.

Claim 6, Column 75, Line 6, replace “fill length” with -- full-length --.

Claim 10, Column 76, Line 4, replace “fill-length” with -- full-length --.

Applicants submit that the above changes would not constitute new matter, and correction thereof would not require reexamination. All errors are the fault of the Patent and Trademark Office.

Pursuant to 37 C.F.R. §1.322, Applicant requests that the enclosed Certificate of Correction be approved.

Although Applicant believes that no fee is required for this Request, the Commissioner is hereby authorized to charge any additional fees which may be required for this Request to Deposit Account No. 50-0872.

Respectfully submitted,

Date 02/24/2006

By Barry Wilson

FOLEY & LARDNER LLP
Customer Number: 30542
Telephone: (858) 847-6722
Facsimile: (858) 792-6773

Barry S. Wilson
Attorney for Applicant
Registration No. 39,431

Enclosures: Exhibit A: Copy of Petition Under 37 CFR § 1.48(b) to Correct Inventorship
Exhibit B: Copy of Petition Under 37 CFR § 1.182 to Nullify a Terminal Disclaimer

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

PATENT NO. : 6,995,014
APPLICATION NO. : 09/512,736
DATED : 2/7/2006
INVENTOR(S) : Mich B. Hein; Andrew C. Hiatt

It is certified that an error appears or errors appear in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

Page 1, under "(75) Inventors:", delete "Julian K-C Ma, London (GB)".

Page 1, under "(*) Notice:", delete "This patent is subject to a terminal disclaimer."

Column 74, Line 65, replace "M-length" with -- full-length --.

Column 75, Line 6, replace "fill length" with -- full-length --.

Column 76, Line 4, replace "fill-length" with -- full-length --.

MAILING ADDRESS OF SENDER (Please do not use customer number below):

P.O. Box 80278
San Diego, California 92138-0278

This collection of information is required by 37 CFR 1.322, 1.323, and 1.324. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer,

U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: **Attention Certificate of Corrections Branch, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

DUPLICATE

MODIFIED PTO/SB/44 (04-05)

Approved for use through 04/30/2007. OMB 0651-0033

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

(Also Form PTO-1050)

UNITED STATES PATENT AND TRADEMARK OFFICE CERTIFICATE OF CORRECTION

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APPLICATION NO. : 09/512,736
DATED : 2/7/2006
INVENTOR(S) : Mich B. Hein; Andrew C. Hiatt

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If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

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858-792-6753 FOLEY AND LARNER

NO. 4545

Atty. Dkt. No. EPI3007E
(formerly TSRI 184-2CON4)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hein et al.

Title: TRANSGENIC PLANTS
EXPRESSING ASSEMBLED
SECRETORY ANTIBODIES

Appl. No.: 09/512,736

Filing Date: 02/24/00

Examiner: Collins, Cynthia E.

Art Unit: 1638

CERTIFICATE OF FACSIMILE TRANSMISSION I hereby certify that this paper is being facsimile transmitted to the United States Patent and Trademark Office, Washington, D.C. on the date below. Deborah Wykes (Printed Name) <i>Deborah Wykes</i> (Signature) November 13, 2002 (Date of Deposit)



PETITION UNDER 37 CFR §1.48(b) TO CORRECT INVENTORSHIP

Commissioner for Patent
Washington, D.C. 20231

Sir:

Under the provisions of 37 CFR §1.48(b), Applicant hereby requests to change the inventorship of the above-identified application.

Applicant requests that the inventorship of the above-identified application be changed to delete Julian K-C Ma as a co-inventor of the claimed subject matter. The deleted inventor's invention(s) is no longer being claimed in the above-identified application.

Authorization is given to charge the fee from Deposit Account No. 50-0872 in the amount of \$130.00 for processing under 37 CFR §1.17(i) (fee code 1808).

Applicants believe they have satisfied all of the requirements for the inventorship of this application to be changed. Granting of this request is earnestly solicited.

BEST AVAILABLE COPY

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858 792-6773 FOLEY AND LARDNER

NO. 4545 B-32

Respectfully submitted

Date: November 13, 2002

FOLEY & LARDNER
Customer Number: 30542



30542

PATENT TRADEMARK OFFICE

Telephone: (858) 847-6722

Facsimile: (858) 792-6773

By

Barry S. Wilson
Attorney for Applicant
Registration No. 39,431



UNITED STATES PATENT AND TRADEMARK OFFICE

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Paper No. 22

FOLEY & LARDNER
P.O. BOX 80278
SAN DIEGO CA 92138-0278

In re Application of
Hein et al.
Application No. 09/512,736
Filed: February 24, 2000
Attorney Docket Number:
TSRI-184.2con4

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AUG 20 2003

OFFICE OF PETITIONS

This is a decision on the petition filed November 18, 2002,
requesting a previously filed terminal disclaimer be nullified.
The delay in treating this petition is regretted.

The petition is granted.

Petitioner asserts that the terminal disclaimer filed March 19,
2002, is no longer required. As the examiner has concurred, the
requested relief has been favorably considered.

This application is being forwarded to Technology Center AU 1638
for correction of PALM and file records consistent with this
decision.

Telephone inquiries concerning this matter should be directed to
the undersigned at (703) 305-0014.

Derek L. Woods
Derek L. Woods
Petitions Attorney
Office of Petitions

EXHIBIT B